

Jack P. DiCanio (SBN 138752)
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP
525 University Avenue
Palo Alto, California 94301
Telephone: (650) 470-4660
Facsimile: (213) 621-5430
Email: jack.dicanio@skadden.com

Steven C. Sunshine (admitted *pro hac vice*)
Julia K. York (admitted *pro hac vice*)
SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP
1440 New York Avenue, N.W.
Washington, DC 20005-2111
Telephone: (202) 371-7000
Facsimile: (202) 393-5760
Email: steven.sunshine@skadden.com
Email: julia.york@skadden.com

(additional counsel listed on signature page)

Attorneys for Defendants Apple Inc. and Tim Cook

John E. Schmidtlein (SBN 163520)
Carol J. Pruski (SBN 275953)
WILLIAMS & CONNOLLY LLP
680 Maine Avenue, S.W.
Washington, DC 20024
Telephone: (202) 434-5000
Facsimile: (202) 434-5029
Email: jschmidtlein@wc.com
Email: cpruski@wc.com

*Attorneys for Defendants Google LLC,
Alphabet Inc., XXVI Holdings Inc., Sundar
Pichai, and Eric Schmidt*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CALIFORNIA CRANE SCHOOL, INC., on
behalf of itself and all others similarly
situated,

Plaintiff,

v.

GOOGLE LLC, ALPHABET INC., XXVI
HOLDINGS INC., APPLE INC., TIM
COOK, SUNDAR PICHAI, and ERIC
SCHMIDT,
Defendants.

CASE NO. 5:21-cv-10001-PCP

**JOINT STIPULATION AND
[PROPOSED] ORDER TO CONTINUE
HEARING ON DEFENDANTS' MOTION
TO DISMISS AND GOOGLE
DEFENDANTS' MOTION TO COMPEL
ARBITRATION**

Place: Courtroom 8—4th Floor
Judge: Hon. P. Casey Pitts
Current Hearing Date: November 28, 2023
Requested Hearing Date: January 25, 2024

JOINT STIPULATION

Pursuant to Civil Local Rules 7-11 and 7-12, Defendants Google LLC, Alphabet Inc., XXVI Holdings, Inc., Apple Inc., Tim Cook, Sundar Pichai, and Eric Schmidt (collectively, “Defendants”) and Plaintiff California Crane School, Inc. (“Plaintiff”) (collectively, the “Parties”) hereby agree and stipulate to the following:

WHEREAS, on May 26, 2023, Plaintiff filed its Second Amended Complaint (ECF No. 112);

WHEREAS, on June 23, 2023, Defendants filed a Motion to Dismiss (ECF No. 115) and Defendants Google LLC, Alphabet Inc., XXVI Holdings, Inc. Sundar Pichai, and Eric Schmidt (collectively, the “Google Defendants”) filed a Motion to Compel Arbitration (ECF No. 114);

WHEREAS, on July 28, 2023, Plaintiff filed an Opposition to Defendants’ Motion to Dismiss (ECF No. 119) and an Opposition to Google Defendants’ Motion to Compel Arbitration (ECF No. 118);

WHEREAS, on August 25, 2023, Defendants filed a Reply to Plaintiff’s Opposition to Defendants’ Motion to Dismiss (ECF No. 126), and Google Defendants filed a Reply to Plaintiff’s Opposition to Google Defendants’ Motion to Compel Arbitration (ECF No. 125);

WHEREAS, the Motion to Dismiss and Motion to Compel Arbitration (the “Motions”) were initially noticed for hearing on November 30, 2023;

WHEREAS, on October 11, 2023, the Clerk entered a notice on the docket advancing the hearing on the Motions from November 30, 2023 to November 28, 2023 (ECF No. 133);

WHEREAS, due to a previously-scheduled meeting with a different client outside of the United States, Apple Defendants’ lead counsel is unable to attend the hearing on the Motions on November 28, 2023;

WHEREAS, Google Defendants’ lead counsel is unavailable on the next-available hearing date of December 21, 2023, due to a long-scheduled family vacation;

WHEREAS, in light of Defendants’ counsel’s inability to attend the newly scheduled hearing on the Motions, Defendants request, with Plaintiff’s consent, that the Court continue the hearing on the Motions until January 25, 2024, or as soon thereafter as the Court’s schedule will allow the Motions to be heard.

NOW, THEREFORE, the Parties stipulate and agree as follows, and request that the Court

1 approve the same:

2 1. That the November 28, 2023, hearing on Defendants' Motions should be continued to
3 January 25, 2024, at 10:00 a.m., or as soon thereafter as the Court's schedule will allow; and

4 **IT IS SO STIPULATED.**

5 DATED: October 26, 2023

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

6 By: /s/ Steve C. Sunshine

7 Steve C. Sunshine

Attorney for Defendants Apple Inc. and Tim Cook

8 DATED: October 26, 2023

WILLIAMS & CONNOLLY LLP

9 By: /s/ John E. Schmidlein

10 John E. Schmidlein

11 Attorney for Defendants Google LLC, Alphabet Inc., XXVI
Holdings., Sundar Pichai, and Eric Schmidt

12 DATED: October 26, 2023

LAW OFFICES OF LAWRENCE G. PAPALE

13 By: /s/ Lawrence G. Papale

14 Lawrence G. Papale

Attorney for Plaintiff California Crane School, Inc.

15
16 **SIGNATURE ATTESTATION**

17 Pursuant to Civil Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
18 filing of this document has been obtained from any other signatory to this document.

19
20 /s/ Steve C. Sunshine

[PROPOSED] ORDER

Good cause appearing, the Joint Stipulation of the Parties is adopted as an Order of this Court.

IT IS SO ORDERED.

DATED: _____

Hon. P. Casey Pitts
United States District Judge